THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 16466 of 2005

Dated: 16.11.2006

Between:

B. Ramulu.

.... PETITIONER

AND

The Divisional Manager, APSRTC, Medak Division, Sangareddy, Medak District and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 16466 of 2005

ORDER

Questioning the action of the respondents in not regularizing the services of the petitioner as Driver from the date of his initial appointment, the present writ petition is filed.

2. When the matter is taken up for hearing, it is submitted by the learned counsel for the petitioner and admitted to by the learned Standing Counsel for the respondents-Corporation that the subject matter of this writ petition is squarely covered by the judgment of the apex Court in ***Divisional Manager, APSRTC & others v. P. Lakshmoji Rao***[1], and they both agreed to dispose of the present writ petition on the same terms.

3. In ***Divisional Manager, APSRTC & others v. P. Lakshmoji Rao***, the Supreme Court dealt with the rights of the Conductors and Drivers, appointed on daily wage basis. After taking the various aspects into account, the Supreme Court directed that if any Conductors, who are junior to the respondent therein, in the relevant seniority list of the concerned Division or Region, have been extended the benefit of seniority and regularization, the Corporation shall extend the same benefit to the employees, who are seniors to those who are regularized.

4. Since the subject matter of this writ petition is covered by the judgment of the Supreme Court and as agreed to by the petitioner, I deem it appropriate to dispose of the writ petition with the following direction.

In case any Drivers, appointed on daily wage basis along with the petitioner, are extended the benefit of seniority and regularization, the same benefit shall be extended to the petitioner also. An order in this regard shall be passed, within two months from the date of receipt of a copy of this order. No costs.

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N.V. RAMANA, J.

Date: 16.11.2006

sj/ksr

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1 2004 (3) ALD 1 (SC)